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8 Attorney for Defendant  
9 JOSE JUAN ORTEGA-FIGUEROA

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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. )  
JOSE JUAN ORTEGA-FIGUEROA, )  
Defendant. )  
\_\_\_\_\_  
)

Case No. CR.S-05-170-MCE

**STIPULATION AND ORDER**

DATE: June 21, 2005  
TIME: 8:30 a.m.  
JUDGE: Hon. Morrison C. England, Jr.

It is hereby stipulated and agreed to between the United States of America through JASON HITT, Assistant U.S. Attorney, and defendant, JOSE JUAN ORTEGA-FIGUEROA, by and though her counsel, RACHELLE BARBOUR, Assistant Federal Defender, that the status conference of June 7, 2005 at 8:30 a.m. be vacated and that a further status conference be set for June 21, 2005 at 8:30 a.m.

This continuance is being requested because the parties are waiting for the distribution of a pre-plea presentence report to enable the prosecution to provide a plea agreement pursuant to this district's fast-track policy. Once the report and plea agreement are received, defense counsel will need to discuss both of them with Mr. Ortega-

1 Figueroa and provide them to the Court. Further, undersigned defense  
2 counsel will be going on maternity leave the week of June 6 and will  
3 need to arrange for transfer of the case to another attorney in her  
4 office.

5 Speedy trial time is to be excluded from the date of this order  
6 through the date of the status conference set for June 21, 2005,  
7 pursuant to 18 U.S.C. §§ 3161 (h) (8) (B) (iv) [reasonable time to  
8 prepare] (Local Code T4).

9 DATED: June 9, 2005.

Respectfully submitted,

10 QUIN DENVER  
11 Federal Defender

12 /s/ Rachelle Barbour

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13 RACHELLE BARBOUR  
14 Assistant Federal Defender  
15 Attorney for Defendant  
16 JOSE JUAN ORTEGA-FIGUEROA

17 DATED: June 9, 2005.

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18 McGREGOR SCOTT  
19 United States Attorney  
/s/ Rachelle Barbour for Jason Hitt

20 JASON HITT  
21 Assistant U.S. Attorney

22 **IT IS SO ORDERED.**

23 DATED: June 7, 2005.

24   
25 Honorable Morrison C. England, Jr.  
26 UNITED STATES DISTRICT COURT JUDGE